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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
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11 EKA NINUA, on behalf of
12 herself and others similarly
situated,

13 Plaintiffs,

14 v.

15 REGIS CORPORATION;
16 and DOES 1 to 50, Inclusive,

17 Defendants.

CASE NO.: CV 09 4045 (JSW)

**ORDER TO FILE FIRST AMENDED
CLASS ACTION COMPLAINT**

18 **WHEREAS**, as stipulated by the parties, the plaintiff may be allowed to file a First
19 Amended Complaint. The complaint will be amended to add a claim alleging violation
20 of California Labor Code §2699.

21 Defendant's right to challenge the propriety of the claims asserted in the First
22 Amended Complaint (including Plaintiff's right to assert the Labor Code §2699 claim
23 after already filing this lawsuit), and to assert all defenses available under state or federal
24 law will not be prejudiced by this order.

25 Defendant will have 30 days from the signing of this order to file a responsive
26 pleading.

27 **IT IS SO ORDERED.**

28 **DATED:** January 8, 2010


UNITED STATES DISTRICT JUDGE